# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In The Matter of the Application of	)	
Fusion Cloud Services, LLC	)	
to Provide Telecommunications and/or	)	Case No.
Interconnected Voice over Internet	)	
Protocol Services	)	
	)	

### **APPLICATION**

	Applicant's Legal Name "Applicant"	Fusion Cloud Services, LLC	
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Pursuant to §392.611.4 and/or §392.550 RSMo, Applicant seeks the following authorizations as checked below:

	Certificate of Service Authority to Provide Basic Local Telecommunications Service
Х	Certificate of Service Authority to Provide Non-Switched Local Telecommunications Service
Х	Certificate of Service Authority to Provide Interexchange Telecommunications Service
Х	Registration to Provide Interconnected Voice over Internet Protocol Service

Listed below is basic information regarding the Applicant:

Type of Organization	Limited Liability Company
Jurisdiction Where Organized	Georgia
Mailing Address	210 Interstate North Parkway, Suite 300 Atlanta, GA 30339
Electronic Mail Address	Legal@fusionconnect.com
Telephone Number	888.301.1721

The company's services will be identified in a tariff or website as indicated below:

X	Tariff (for switched access services)		
X	Website (for retail local exchange and interexchange services)		
	The website address is <a href="https://www.fusionconnect.com/legal/tariffs/">https://www.fusionconnect.com/legal/tariffs/</a>		

Attached is an affidavit signed by an officer or general partner of the Applicant stating the various requirements identified in §392.611.4 and/or §392.550 RSMo, plus confirmation the Applicant's service meets the criteria for these services as defined by §386.020 and a copy of Applicant's Certificate of Registration from the Missouri Secretary of State's Office.

WHEREFORE, the Applicant requests the Commission to issue an order granting the Applicant a registration to offer and provide the indicated services identified in this application.

Respectfully submitted,

/s/ Carl J. Lumley

Carl J. Lumley MBE 32869 Curtis Heinz Garrett & O'Keefe PC 130 S. Bemiston Suite 200 Clayton MO 63105 Phone: 314-725-8788

Fax: 314-725-8789

E-mail: <u>CLumley@chgolaw.com</u>

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail, electronic mail or hand delivery, on this 3<sup>rd</sup> day of February, 2020, to the following parties:

General Counsel
Missouri Public Service Commission
PO Box 360
Jefferson City, MO 65102

Office of Public Counsel PO Box 7800 Jefferson City, MO 65102

/s/ Carl J. Lumley

#### **AFFIDAVIT**

I, James P. Prenetta, Jr., a natural person, do hereby swear and affirm that I am an officer or general partner of Applicant and that the following information and statements are true and correct to the best of my knowledge and belief:

## (1) Applicant's basic information:

Legal Name	Fusion Cloud Services, LLC
Princinal Place of Klisiness	210 Interstate North Parkway, Suite 300 Atlanta, GA 30339
Principal Executive Officers	Kevin Brand, Interim Chief Executive Officer, President and Chief Operating Officer Keith A. Soldan, Chief Financial Officer and Chief Accounting Officer  James P. Prenetta, Jr., Executive Vice President, General Counsel and Secretary  Brian George, Chief Technology Officer  Joseph Haines, Senior Vice President, Operations Birch Blair, Vice President, Deputy General Counsel and Assistant Secretary

(2) Area where the Applicant proposes to offer telecommunications or interconnected voice over internet protocol services:

Identify	агеа	by	local	telephone	Statewide
company	/ excha	nge,	in whole	or in part:	

(3) That the Applicant is legally, financially, and technically qualified to provide the requested authorization to provide the indicated telecommunications and/or interconnected voice over internet protocol services;

- (4) That the Applicant is ready, willing, able, and will comply with all applicable state and federal laws and regulations imposed upon providers of the indicated telecommunications and/or interconnected voice over Internet protocol services;
- (5) That the Applicant will comply with applicable assessment requirements. These assessments include but are not necessarily limited to:
  - (a) Relay Missouri assessment requirements identified in 20 CSR 4240-28.012(2)(C);
  - (b) Missouri universal service fund assessment requirements identified in 20 CSR 4240-28.012(2)(B);
  - (c) Missouri Public Service Commission assessment requirements identified in 20 CSR 4240-28.012(2)(A);
    - (d) Local enhanced 911;
    - (e) Any applicable license tax;
- (6) That the Applicant will comply with applicable reporting requirements identified in 20 CSR 4240-28.012 including maintaining an updated list of company contacts in the Missouri Commission's Electronic Filing and Information System;
- (7) That the Applicant has established a process for handling inquiries from customers concerning billing issues, service issues, and other consumer-related complaints;

and

(8) The Applicant's service meets the criteria as defined within §386.020 for the indicated services sought for certification and/or registration.

This concludes my affidavit. James P. Prénetta, Jr Printed Name Executive Vice President and General Counsel (Title) State of Georgia County of Fulton Subscribed and sworn before me this 29th day of January, 2020. Subrenna M. Stewart

Notary Public
Expiration Date: August 10, 2021 Notary Seal:

STATE OF MISSOURY



## John R. Ashcroft Secretary of State

## CORPORATION DIVISION CERTIFICATE OF GOOD STANDING

I, JOHN R. ASHCROFT, Secretary of State of the STATE OF MISSOURI, do hereby certify that the records in my office and in my care and custody reveal that

Fusion Cloud Services, LLC

using in Missouri the name

#### Fusion Cloud Services, LLC FL001430111

a GEORGIA entity was created under the laws of this State on the 12th day of November, 2019, and is Active, having fully complied with all requirements of this office.

IN TESTIMONY WHEREOF, I hereunto set my hand and cause to be affixed the GREAT SEAL of the State of Missouri. Done at the City of Jefferson, this 3rd day of February, 2020.

Secretary of State

Certification Number: CERT-02032020-0032

